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OFFICE OF PETITIONS

PATENT

0230-0162P

#3

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Kenji ASANO et al. Conf.:

Appl. No.: 09/856,717 Group: Unassigned

Filed: May 25, 2001 Examiner: Unassigned

For: T CELL IMMUNOACTIVITY ENHANCERS CONTAINING  
EXTRACT OF LENTINUS EDODES MYCELIUM

PETITION UNDER 37 C.F.R. § 1.47(a)

Assistant Commissioner for Patents  
Washington, DC 20231

February 19, 2002

Sir:

1. This petition is to declare that the non-signing inventor cannot be reached or located, notwithstanding diligent effort, or refuses to sign the oath or declaration after having been presented with the same.

2. Attached hereto as an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116.

3. Fee Payment

The surcharge fee the late filing of the declaration (37 C.F.R. § 1.17(i)) in the amount of \$130.00 was paid on May 25, 2001.

The petition fee (37 C.F.R. § 1.17(h)) in the amount of \$130.00 is attached.

Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

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4. Statement of non-signing inventor's last known address:

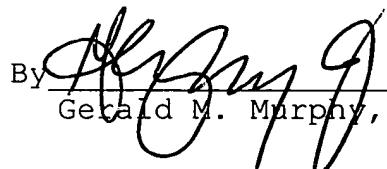
Yutaka TAJIMA  
10-511, Yaemizo 3-chome  
Saga-shi, Saga 849-0935 JAPAN

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

  
Gerald M. Murphy, Jr., #28,977

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Falls Church, VA 22040-0747  
(703) 205-8000

GMM/MAA/bsh  
0230-0162P

Attachments